

gld

31 January 1974

MEMORANDUM FOR THE RECORD

SUBJECT: H.R. 7135, "To amend the Military Personnel and Civilian Employees' Claims Act of 1964"

1. Gene Scallan, Office of General Counsel, Civil Service Commission, called and requested clarification of Section 2, the retroactive provision, of H.R. 7135, in view of the request by the Department of State in their report to the Committee that this section be amended to cover claims previously adjudicated by State in the amount of \$10,000. I explained that the retroactive provision in the bill covered only claims adjudicated by civilian agencies at the \$6,500 ceiling and by the military at \$10,000, under their 1965 amendment. This would not cover claims adjudicated by the Department of State at the \$10,000 ceiling, under their 1972 amendment. Scallan recognized that with State's proposed amendment to the bill, all agencies of Government would be permitted to readjudicate all past claims utilizing the ceiling of \$12,000.

2. Scallan again expressed his strong support for the bill and hoped that he could get his report out shortly. He noted that earlier this year the Department of Agriculture had requested that the ceiling be raised to \$10,000 to cover its employees, and that the Civil Service Commission had sent a letter to OMB supporting Agriculture. Their position will now be to support H.R. 7135 to apply the new ceiling equally to all Federal agencies.

3. Scallan stated that he would clear the Commission's report with me before it is sent to OMB to assure that the Agency is adequately covered.

[REDACTED]

STATINTL

Assistant Legislative Counsel

Distribution:

- Orig - Subj fi
- 1 - ADD/M&S
- 1 - OGC
- 1 - LOG ([REDACTED])
- 1 - LOG ([REDACTED])
- 1 - PERS ([REDACTED])
- 1 - OLC Chrono

STATINTL